IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

1

In re Application)
Inventor(s): Bernard Santarsiero, et al.))
) Art Unit: 1754
Application No.: 10/026,362)
) Examiner:
Filed: December 21, 2001)
)
Title: METHOD FOR SCREENING)
MICROCRYSTALLIZATIONS)
FOR CRYSTAL FORMATION)
Mail Stop IDS	
Commissioner for Patents	
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Alexandria, VA 22313-1450	

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Howard M. Peters (Reg. No. 29,202)

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AFTER FILING AFTER MAILING OF OFFICE ACTION (37 C.F.R. § 1.97(c))

Sir:

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The information disclosure statement submitted herewith is being filed within three months of the filing date of the application or date of entry into the national stage of an

2960.54-3

Syrrx No.: UC-5001-C2

PATENT LBNL No.: IB-1504B

international application or before the mailing date of the first Office action on the merits, whichever event occurs last. 37 C.F.R. § 1.97(b).

If however a first Office action has issued, then alternatively

- 1. The information disclosure statement transmitted herewith is being filed after three months of the filing date of this national application or the date of entry of the national stage as set forth in § 1.491 in an international application or after the mailing date of the first Office Action on the merits, whichever event occurred last but before the mailing date of either:
 - (1) a final action under § 1.113 or
 - (2) a notice of allowance under § 1.311, whichever occurs first.

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- 2. Accompanying this transmittal is
 - A.
 \[\sigma\] a statement as specified in 37 C.F.R. \(\§ \) 1.17(p) for submission of an information disclosure statement under \(\§ \) 1.97(c).

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3.
☐ Applicant elects the option to pay the fee set forth in 37 C.F.R. § 1.17(p) for submission of an information disclosure statement under § 1.97(c) (\$180.00).

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PATENT

LBNL No.: IB-1504B

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A duplicate of this paper is attached.

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Respectfully submitted,

Date: April 16, 2004

Howard M. Peters (Reg. No. 29,202)

Howard M Peters

Attorney for Applicant

PETERS, VERNY, JONES & SCHMITT, L.L.P.

425 Sherman Avenue, Suite 230

Palo Alto, CA 94306

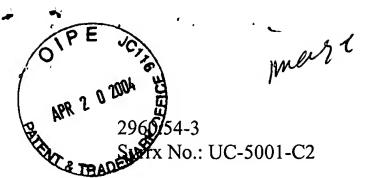
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Enclosures: PTO 1449 Form and References, etc.

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1754
PATENT

LBNL No.: IB-1504B

In re Application)
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Sir:

STATEMENTS

Applicants submit herewith patents, publications or other information, of which they are aware that they believe may be material to the examination of this application, and in respect of which, there may be a duty to disclose.

PATENT

LBNL No.: IB-1504B

2960.54-3 Syrrx No.: UC-5001-C2

Applicants submits this entire IDS for the hard copy U.S. Patents and U.S. Patent Publications. The hard copy patents, patent publications, literature publications, etc. are submitted concurrently in Vols. 1, 2 & 3 and Vols. A and B.

The filing of this information disclosure statement (IDS) shall not be construed as a representation that a search has been made (37 C.F.R. § 1.97(g)), an admission that the information cited is, or is considered to be, material to patentability (37 C.F.R. § 1.97(h)), or that no other material information exists.

There should be only one filing fee for filing the IDS found in Volumes 1, 2, 3, A and B.

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IDENTIFICATION OF PERSON(S) MAKING THIS INFORMATION DISCLOSURE STATEMENT

The person making this statement is (check each applicable item)

(a):		the inventor(s) who signs below
		SIGNATURE OF INVENTOR
(b)	⊠	an individual associated with the filing and prosecution of this application (37 C.F.R. § 1.56(c))
		SIGNATURE OF INDIVIDUAL
(c)		the practitioner who signs below on the basis of the information (check each applicable item)
		□ supplied by the inventor(s).
•	•	supplied by an individual associated with the filing and
		prosecution of this application. (37 C.F.R. § 1.56(c)). ☐ in the practitioner's file.

Customer No.: 23308

PATENT LBNL No.: IB-1504B

Syrrx No.: UC-5001-C2

David Weitz, Esq. (Reg. No.: 38,362) who filed this U.S. patent application provided the PTO-1449 form & the references for submission.

The patents and patent publication in hard copy are found in this U.S. Ser. No. 10/026,362. A sheet indicating the other copending patent applications is attached.

It is planned that this IDS will be filed shortly in all these US patent applications.

Also see references in parent USSN 09/336,134 and USSN 09/851,397.

If additional fees are required for the filing of these documents, the Commissioner of hereby authorized to charge or credit an overpayment to Deposit Account No. 16-1331.

Respectfully submitted,

Date: April , 2004

Howard M. Peters (Reg. No. 29,202)

through to

Attorney for Applicant

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Enclosures:

PTO 1449 Forms and References

Volumes 1, 2, 3, A and B

Sheet of related copending US patent applications

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2960.54 Series - Lawrence National Berkeley Laboratory

PVJS No.	Serial	Filed	l ·	Syrrx No. (UC-
(2960.54)	Number	mo/day/yr	1504)	5001)
0.54	General	~	~	Ū
.54-1	09/336,134	06/18/99	~	Ŭ
.54-2	09/851,397	05/07/01	A	C1
.54-3	10/026,362	12/21/01	В	C2
.54-4	10/119,237	04/08/02	С	. C5
.54-5	10/119,332	04/08/02	D	∳ C6
.54-6	10/119,187	04/08/02	E	C3
.54-7	10/119,206	04/08/02	F	C4
.54-8	10/323,037	12/18/02	G	C7
.54-9	10/323,319	12/18/02	Н	C8
.54-10	10/323,378	12/18/02	I	C9
.54-11	10/322,952	12/18/02	J	C10
.54-12	10/323,949	12/18/02	K	C11
.54-13	10/323,054	12/18/02	L	C12
.54-14	10/324,022	12/18/02	M	C13
.54-15	10/334,336	12/31/02	N	C14
.54-16	10/334,396	12/31/02	0	C15

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INFORMATION DISCLOSURE STATEMENT BY APPLICANT

Application Number 10/026,362

Filing Date December 21, 2001

First Named Inventor Bernard Santarsiero et al.

Group Art Unit 1754

Examiner Name Maribel Medina

Attorney Docket Number 2960.54-3

(use as many sheets as necessary)

Sheet 1 of 8

	U.S. PATENT DOCUMENTS						
Examiner Initials *	Cite No.1	Document Number Number - Kind Code ² (if known)	Publication Date/ Issue Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear		
	AA	US- 4,900,147	02-13-1990	Bowley et al.	r igares Appear		
	AB	US- 4,909,933	03-20-1990	Carter et al.			
	AC	US- 5,009,861	04-23-1991	Plass-Link			
	AD	US- 5,013,531	05-07-1991	Snyder et al.			
	AE	US- 5,076,698	12-31-1991	Smith et al.			
	AF	US- 5,106,592	04-21-1992	Stapelmann et al.			
	AG	US- 5,124,935	06-23-1992	Wallner et al.			
	AH	US- 5,193,685	03-16-1993	Trevithick			
	Al	US- 5,256,241	10-26-1993	Noever	14		
	AJ	US- 5,544,254	08-06-1996	Hartley et al.			
	AK	US5,581,476	12-03-1996	Osslund			
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	AM	US- 5,855,753	01-05-1999	Trau et al.			
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	AO	US- 5,985,356	11-16-1999	Schultz et al.			
	AP	US- 5,997,636	12-07-1999	Gamarnik et al.			
	AQ	US- 6,036,920	03-14-2000	Pantoliano et al.			
• • • • • • • • • • • • • • • • • • • •	AR	US- 6,069,934	05-30-2000	Verman et al.			
	AS	US-, 6,268,158B1	07-31-2001	Pantoliano et al.			
	AT	US- 2001/0016191A1	08-23-2001	Osslund			
	AU	US- 2001/0016314A1	08-23-2001	Anderson et al.	[-		
	AV	US- 2001/0019845A1	09-06-2001	Bienert et al.			
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•	ВА	US- 2001/0055669A1	12-27-2001	Schultz et al.			
	BB	US- 2001/0055775A1	12-27-2001	Schultz et al.			
	ВС	US- 2002/0022250A1	02-21-2002	Hendrickson et al.			
	BD	US- 2002/0048610A1	04-25-2002	Cima et al.			
	BE	US- 2002/0054663A1	05-09-2002	Olson et al.			
	BF	US- 2002/0062783A1	05-30-2002	Bray			
	BG	US- 2002/0067800A1	06-06-2002	Newman et al.			
	вн	US- 6,404,849B1	06-11-2002	Olson et al.			
	BI	US- 6,417,007B1	07-09-2002	Gittleman et al.			
	BJ	US- 2002/0106318A1	08-08-2002	DeLucas et al.			
	ВК	US- 2002/0144738A1	10-10-2002	Unger et al.			
	BL	US- 2002/0164812A1	11-07-2002	DeLucas			

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1	Examiner	Date	
ı	Signature	Considered	

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³ Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). ⁴ For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁵ Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. ⁶ Applicant is to place a check mark here if English language Translation is attached.

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Sheet

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MFORMATION DISCLOSURE STATEMENT BY APPLICANT

(use as many sheets as necessary)

8

Complete if Known				
Application Number	10/026,362			
Filing Date	December 21, 2001			
First Named Inventor	Bernard Santarsiero et al.			
Group Art Unit	1754			
Examiner Name	Maribel Medina			
Attorney Docket Number	2960.54-3			

ВМ	US- 2002/0169512A1	11-14-2002	Stewart	
BN	US- 2003/0022383A1	01-30-2003	DeLucas	
во	US- 2003/0022384A1	01-30-2003	DeLucas	
BP	US-; 2003/0027348A1	02-06-2003	DeLucas et al.	
BQ	US- 2003/0027997A1	02-06-2003	Bray et al.	
BR	US- 6,558,623B1	05-06-2003	Ganz et al.	
BS	US- 2003/0096421A1	05-22-2003	DeLucas et al.	
вт	US- 6,579,358B2	06-17-2003	DeLucas et al.	,
BU	US- 6,592,824B2	07-15-2003	DeLucas et al.	

	FOREIGN PATENT DOCUMENTS						
Examiner	Cite	· Foreign Patent Document	Publication	Name of Patentee or Applicant of	Pages, Columns, Lines, Where Relevant		
Initials*	No. ¹	Country Code ³ - Number ⁴ - Kind Code ⁵ (<i>if known</i>)	Date MM-DD-YYYY	Cited Document	Passages or Relevant Figures Appear	T ⁶	
	BV	WO 99/04361 A1	01-28-1999	Gester et al.			
	BW	JP02001013054A (Abstract only)	01-19-2001	Soda et al.			
	BX	WO 01/26797 A2 and A3	4-19-2003	Eickhoff et al.			
	BY	WO 01/92293 A2	12-06-2001	Kuil et al.			
	BZ	WO 02/093139 A2	11-21-2002	Stewart			

Examiner	Date	
Signature	Considered	

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脚門ORMATION DISCLOSURE STATEMENT BY APPLICANT

Application Number 10/026,362

Filing Date December 21, 2001

First Named Inventor Bernard Santarsiero et al.

Group Art Unit 1754

Examiner Name Maribel Medina

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Sheet 3 of 8

Attorney Docket Number 2960.54-3

	U.S. PATENT DOCUMENTS						
Examiner	Cite	Document Number	Publication Date/	Name of Patentee or Applicant of	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear		
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FOREIGN PATENT DOCUMENTS						
Examiner Initials*	Cite No. ¹	Foreign Patent Document		Name of Detector or	Pages, Columns, Lines,	
		Country Code ³ - Number ⁴ - Kind Code ⁵ (<i>if known</i>)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Where Relevant Passages or Relevant Figures Appear	T [€]
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		OTHER PRIOR ART NON PATENT LITERATURE DOCUMENTS	
Examiner Initials *	Cite No.1	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T ²
	AAA	ABOLA, ENRIQUE et al., "Automation of X-ray crystallography", Nature Structural Biology, Structural Genomics Supplement, (11/2000), pp. 973-977.	
	AAB	Presentation: "PBD/Research/Research Areas/ AUTOMATION" (2/28/02), http://www.lbl.gov/LBL- Programs/pbd/xl_research/automation.html 4 pages.	
	AAC	CHAYEN, NAOMI E., "Tackling the bottleneck of protein crystallization in the post-genomic era", TRENDS in Biotechnology, Vol. 20, No. 3 (3/2002), 1 page.	
	AAD	CHAYEN, NAOMI E., "The role of oil in macromolecular crystallization", Structure, Vol. 5, No. 10 (1997), pp. 1269-1274.	
	AAE	CHAYEN, NAOMI E. et al., "Apocrustacyanin A1 from the lobster carotenoprotein α-crustacyanin: crystallization and initial X-ray analysis involving softer X-rays, Acta Cryst. D56 (2000), pp. 1064-1066.	
	AAF	CHAYEN, N.E. et al., "Porous Silicon: an Effective Nucleation-inducing Material for Protein Crystallization", J. Mol. Biol., Academic Press, 312 (2001), pp. 591-595.	
	AAG	CHAYEN, NAOMI E. et al., "Protein crystallization for genomics: towards high-throughput optimization techniques", Acta Cryst. D58 (2002), pp. 921-927.	
	ААН	CHAYEN, N.E. et al., "Trends and Challenges in Experimental Macromolecular Crystallography", Quarterly Review of Biophysics, 29, 3 (1996), pp. 227-278.	
	AAI	CHAYEN, NAOMI E. et al., "Purification, crystallization and initial X-ray analysis of the C ₁ subunit of the astaxanthin protein, V ₆₀₀ , of the chondrophore <i>Velella velella</i> ", <i>Acta Cryst</i> . D55, (1999), pp. 266-268.	

Examiner Signature	Date Considered]

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Sheet

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Group Art Unit 1754

Examiner Name Maribel Medina

Attorney Docket Number 2960.54-3

(use as many sheets as necessary)

of

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CHAYEN, NAOMI E. et al., "Space-grown crystals may prove their worth", Nature 398, 20 (1999), p. 6722. CIANCI, M. et al., "Structure of lobster apocrustacyanin A₁ using softer X-rays", Acta Cryst. D57 (2001), pp. 1219-**AAK** 1229. Press Release: "Crystallomics Core", Crystallomics Core at JCSG, http://bioinfo-AAL core.jcsg.org/bic/links/crystallomics.htm (4/18/01), 2 pages. DELUCAS, LAWRENCE J. et al., "New High-throughput Crystallization Technology", AAM http://www.hwi.buffalo.edu/ACA/ACA02/abstracts/text/E0014.html (2002), 1 page. DONG, JUN et al., "Bound-solvent structures for microgravity-, ground control-, gel- and microbatch-grown hen AAN egg-white lysozyme crystals at 1.8 Å resolution", Acta Cryst., D55 (1999), pp. 745-752. DOUGLAS INSTRUMENTS Proposal: Large-scale Xn "The use of Microbatch for Large Scale Crystallization AAO Projects*, http://douglas.co.uk/proposal.htm (2/22/01), 6 pages. DOUGLAS INSTRUMENTS Website: "Differences - The Major Differences between Oryx 6 and IMPAX 1-5 AAP (3/2001), 1 page. DOUGLAS INSTRUMENTS Website: "Harvesting - Harvesting Crystals from Microbatch for Cryocrystallography", AAQ Research Report 3 (October 1995), 4 pages. DOUGLAS INSTRUMENTS, "Impax - IMPAX 1-5 for Crystallization with Microbatch, AAR www.douglas.co.uk.impax.htm (printed on 2/19/04), 8 pages. DOUGLAS INSTRUMENTS Website: "Oryx 6 for Crystallization with Microbatch and Sitting Drop", AAS http://douglas.co.uk/oryx.htm (printed on 2/19/04), 7 pages. EICKHOFF, HOLGER et al. Webpage: "An Automated Platform for Miniaturized Protein Crystallization" (2002), AAT Greiner Bio-One (Abstract), 1 page. ERLANDSEN, HEIDI et al. "Combining structural genomics and enzymology: completing the picture in metabolic AAU pathways and enzyme active sites" (2000), Current Opinion Structural Biology, 10, pp. 719-730. FIEHN, HENDRIK et al., "Microsystem Technology for Pipetting Systems: Parallel Sample Treatment in the AAV Submicroliter Range (25)", Small Talk the microfluidics and microarrays Conference Final Conference Program, Association for Laboratory Automation, (7/8-12/2000), San Diégo, California (Abstract), 2 pages. GAASTERLAND, TERRY, "Feasibility of Structural Genomics and Impact on Computational AAW Biology: Post-Workshop Review", Mathematics and Computer Science Division, Argonne National Laboratory (1/26/1998), 7 pages. Website: "General Interest II - Invited Abstracts", printed from http://www.hwi.buffalo.edu/ACA/ACA01/abstracts AAX (7/26/01), 2 pages. GOODWILL, KENNETH E., et al., "High-throughput x-ray crystallography for structure-based drug design", DDT AAY Vol. 6, No. 15 (Suppl.) (2001), pp. S113-S118.

	<u> </u>		
Examiner Signature		Date Considered	

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¹ Applicant's unique citation designation number (optional) . ² See Kinds Codes of USPTO Patent Documents at www.uspto.gov or MPEP 901.04.

³ Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). ⁴ For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁵ Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. ⁶ Applicant is to place a check mark here if English language Translation is attached.

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ADDITIONT STATEMENT BY APPLICANT

of

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Complete if Known **Application Number** 10/026,362 Filing Date December 21, 2001 First Named Inventor Bernard Santarsiero et al. Group Art Unit 1754 **Examiner Name** Maribel Medina 2960.54-3 Attorney Docket Number

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Sheet

AAZ	Website: "A recipe to grow crystals of lysozyme by the gel acupuncture technique: Granada Crystallization Box", http://lec.ugr.es/GranadaCrystBox/GCB (4/11/02), 7 pages.
ABA	HEINEMANN, UDO et al., "The Berlin "Protein Structure Factory" Initiative", Scientific Concepts, http://www.rzpd.de/psf/s_concept2.html (12/21/01), 16 pages.
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Sheet of 8 Attorney Docket Number 2960.54-3 6

ABP	LUFT, JOSEPH R. et al., "High Throughput Protein Crystallization: Keeping up with the Genomics", Abstract from the presentation given at Gordon Research Conference "Diffraction Methods in Molecular Biology", http://www.imca.aps.anl.gov/~ahoward/luft_ab.html (7/2000), 1 page.	
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ABR	MOCHALKIN, IGOR et al., "High-Throughput Structure Determination in an Informatics Environment", http://www.acceltys.com/webzine (8/1/02), 4 pages.	
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ABU	Meeting Summary: "NIGMS Structural Genomics Targets Workshop February 11-12, 1999", http://www.nigms.nih.gov/news/meetings/structural_genomics_targets.html , 18 pages.	
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Application Number 10/026,362

Filing Date December 21, 2001

First Named Inventor Bernard Santarsiero et al.

Group Art Unit 1754

Examiner Name Maribel Medina

Attorney Docket Number 2960.54-3

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First Named Inventor Bernard Santarsiero et al.

Group Art Unit 1754

Examiner Name Maribel Medina

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Sheet 8 of 8 Attorney Docket Number 2960.54-3

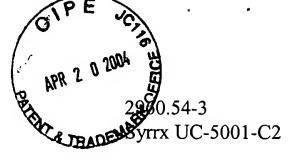
ACV	TISONE, T.C. et al., "The Role of Non Contact Microfluidics in High Throughput Protein Crystallization", (Abstract W0282 from ACA 2002 Meeting) http://www.hwi.buffalo.edu/ACA/ACA02/abstracts/text/W0282.html , 1 page.
ACW	VAN DER WOERD, MARK J. et al., "About Small Streams and Shiny Rocks: Macromolecular Crystal Growth in Microfluidics" (Abstract W0210 from ACA 2002 Meeting) http://www.hwi.buffalo.edu/ACA/ACA02/abstracts/text/W0210.html, 1 page.
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ACY	Presentation: VAN DER WOERD, MARK J. et al., "Lab-on-a-Chip Based Protein Crystallization" (10/25/01), 27 pages.
ACZ	VILLASENOR, ARMANDO et al., "Fast Drops: A Speedy Approach to Setting Up Protein Crystallization Trials" (Abstract W0309 from ACA 2001 Meeting) http://www.hwi.buffalo.edu/ACA/ACA01/abstracts/text/W0309.html , 1 page.
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ADB	Presentation: "Working Group on Biosciences" Chair: Graham Fleming, University of California, Berkeley, / http://wwwals.lbl.gov/als/workshops/scidirecthtml/9BioSci/Word Work File L 646 (1998), pp. 175-198.

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1

In re Application)
Inventor(s): Bernard Santarsiero, et al.)
Application No.: 10/026,362) Art Unit: 1754)
) Examiner:
Filed: December 21, 2001	
Title. METHOD FOR CODEENING)
Title: METHOD FOR SCREENING)
MICROCRYSTALLIZATIONS)
FOR CRYSTAL FORMATION)
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Sir:

Enclosed herewith are the following documents:

- 1. Transmittal Letter in Duplicate (2 pgs);
- 2. IDS Transmittal Time of Transmittal (3 pgs);
- 3. USPTO 1449 Forms (8 pgs);
- 4. IDS Transmittal Statements (4 pgs);
- 5. Volumes 1, 2, 3, A and B of references (U.S. patents and publications in volumes 1 and 2 are submitted herein hard copy and electronically in subsequent applications; and
- 6. Postcard.

If fees are required for the filing of these documents, the Assistant Commissioner of Patents is hereby authorized to charge or credit any overpayment to Deposit Account No. 16-1331.

Respectfully submitted,

Date: April 16, 2003

Howard M. Peters (Reg. No. 29,202)

Attorney for Applicant

PETERS, VERNY, JONES & SCHMITT, L.L.P.

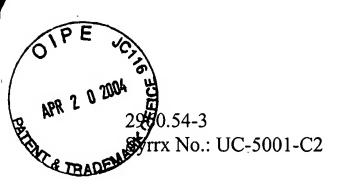
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Inventor(s): Bernard Santarsiero, et al.)))
Application No.: 10/026,362) Art Unit: 1754)
Filed: December 21, 2001) Examiner: Maribel Medina)
Title: METHOD FOR SCREENING MICROCRYSTALLIZATIONS FOR CRYSTAL FORMATION))))

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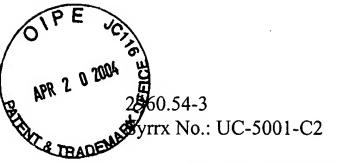
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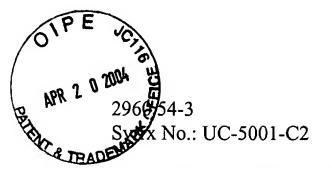
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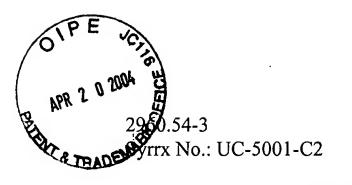
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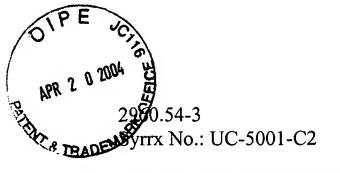
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